

SUSAN J. WILLIAMS (SBN 82976)  
swilliams@hgla.com  
HENNELLY & GROSSFELD LLP  
10900 Wilshire Blvd., Suite 400  
Los Angeles, CA 90024  
Telephone: (310) 305-2100  
Facsimile: (310) 305-2116

Attorneys for Defendant  
Bruce Berman

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

RANDY QUAID, et al.,

Plaintiff(s),

v.

CRAIG GRANET, et al.,

Defendant(s).

Case No. 2:24-cv-03455-MRA-JPR

**SUPPLEMENTAL REQUEST FOR  
JUDICIAL NOTICE IN SUPPORT OF  
MOTIONS OF DEFENDANT BRUCE  
BERMAN**

- (1) TO DISMISS PLAINTIFFS'  
FIRST AMENDED COMPLAINT  
FOR FAILURE TO STATE A  
CLAIM FOR RELIEF [F.R.C.P.  
12(b)(6)]; and**
- (2) TO DECLARE PLAINTIFFS  
VEXATIOUS LITIGANTS AND  
TO IMPOSE A PREFILING  
ORDER ON PLAINTIFFS  
[LOCAL RULE 83-8.2] AND FOR  
AN AWARD OF COSTS  
INCLUDING ATTORNEYS' FEES  
[F.R.C.P. 41(d)]**

Assigned to Judge Mónica Ramírez  
Almadani; for discovery matters, assigned  
to Magistrate Judge Jean P. Rosenbluth

**DATE: August 29, 2024**  
**TIME: 1:30 p.m.**  
**COURTROOM: 10B**

Action Filed: April 26, 2024

Trial Date: Not Set

Defendant Bruce Berman submits this supplemental request for judicial notice in support of his motions to dismiss plaintiffs' first amended complaint and to declare plaintiffs vexatious litigants and to impose a prefiling order on plaintiffs and for an award of costs including attorneys' fees pursuant to Federal Rule of Civil Procedure 41(d). Mr. Berman hereby asks the Court to take judicial notice, pursuant to Federal Rule of Evidence 201, of a declaration filed and signed by plaintiffs on June 28, 2024 in *Turicchi v. Quaid*, Santa Barbara Superior Court Case No. 19cv0628, a true and correct copy of which is attached hereto as **Exhibit "1"**, and specifically of paragraph 2 ("In 1991, a forged grant deed purportedly transferring ownership from us to Bruce Berman and Nancy Goliger German was recorded without our knowledge of consent") and paragraph 3 ("We discovered the forgery in 2010.")

This Court may take judicial notice of publicly available court records of cases in other courts. *United States v. Howard* (9<sup>th</sup> Cir. 2004) 381 F.3d 873, 876 fn. 1; *Harris v. County of Orange* (9<sup>th</sup> Cir. 2012) 682 F.3d 1126, 1132 (noting that judicial notice may be taken of "undisputed matters of public record"); *Reyn's Pasta Bella, LLC v. Visa USA, Inc.* (9<sup>th</sup> Cir. 2006) (taking judicial notice of pleadings, memoranda and other court filings.) See also, *United States v. Black* (9<sup>th</sup> Cir. 2007) 482 F.3d 1035, 1041 (judicial notice of proceedings in other courts is proper "if those proceedings have a direct relation to matters at issue.") These include filings in state court cases. *Burbank-Glendale-Pasadena Airport Authority v. City of Burbank* (9<sup>th</sup> Cir. 1998) (taking judicial notice of court filings in state court case where the same plaintiff asserted similar and related claims); *Holt v. City of San Jose* (N.D. Cal. 2000) 92 Fed.Supp.2d 996, 998 (judicial notice of relevant memoranda and orders filed in state court cases.)


1        **Exhibit “1”** is directly relevant to the pending motion to dismiss plaintiffs’  
2 action for failure to state a claim for relief, based on the Quaid’s allegations in other  
3 actions that they were aware of their alleged forgery claim against Mr. Berman in  
4 2010 showing that any such claim is accordingly barred by the statute of limitations.  
5 They are further directly relevant to the pending motion to deem the Quaid’s  
6 vexatious litigants, and for a pre-filing order and for an award under Federal Rule of  
7 Civil Procedure 41(d) of costs and attorneys’ fees incurred in defending previous  
8 actions dismissed by the Quaid’s.

9        The Court is accordingly requested to take judicial notice of **Exhibit “1.”**

10       DATED: July 12, 2024

Respectfully Submitted,

**HENNELLY & GROSSFELD LLP**

13  
14       By:   
15       Susan J. Williams  
16       Attorneys for Defendant  
17       Bruce Berman  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

# EXHIBIT 1

Randy Quaid, Pro Se  
Evgenia “Evi” Quaid, Pro Se  
P.O. Box 119  
BRISTOL VT 05443  
(802) 453-7250; [eliza.george@mail.be](mailto:eliza.george@mail.be)

ELECTRONICALLY FILED  
Superior Court of California  
County of Santa Barbara  
Darrel E. Parker, Executive Officer  
6/28/2024 11:25 AM  
By: Sarah Sisto, Deputy

**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF SANTA BARBARA  
ANACAPA DIVISION**

R. SCOTT TURICCHI, an individual;  
LANNETTE TURICCHI, an individual;  
Plaintiffs

vs.  
RANDY QUAID and  
EVGENIA “EVI” QUAID

) Case No. 19cv06268  
) The Honorable Colleen K. Sterne  
) **DECLARATION**  
) **MOTION FOR**  
) **ORDER COMPELLING**  
) **DEPOSITION OF WARREN GRANT;**  
) **NOTICE OF MOTION AND**  
) **MOTION TO COMPEL THE**  
) **DEPOSITION OF**  
) **WARREN GRANT; MEMORANDUM**  
) **OF POINTS AND AUTHORITIES;**  
) **DECLARATION OF DEFENDANTS**  
) **RANDY QUAID AND**  
) **EVGENIA “EVI” QUAID;**  
)  
) [Filed Concurrently With [Proposed]  
) Order) (Declaration)  
)  
) **Date:** August 12, 2024  
) **Time:** 10:00 A.M.  
) **Dept.** 5  
)

/

/

/

/

/

/

//DECLARATION OF RANDY QUAID AND EVGENIA "EVI" QUAID

We, Randy Quaid and Evgenia "Evi" Quaid, declare:

1. We are the defendants in this action and have personal knowledge of the facts stated herein.
2. We purchased the property in Montecito, California, in 1989. In 1991, a forged grant deed purportedly transferring ownership from us to Bruce Berman and Nancy Goliger Berman was recorded without our knowledge or consent. And we were paid NOTHING.
3. In 2007, Berman allegedly sold the property to the plaintiffs, R. Scott Turicchi and Lannette C. Turicchi. We discovered the forgery in 2010.
4. Warren Grant was our “business manager” during the time Mr. Grant informed us that he did not sell the property in 1991 and provided a document listing our files, notably omitting the Montecito property.
5. Despite his critical role in the events, Mr. Grant has refused to comply with our deposition requests over the past two years. His attorneys have consistently blocked our efforts to obtain his testimony.
6. On May 21, 2024, we served one of many subpoena for Mr. Grant's deposition, scheduled for June 26, 2024. Mr. Grant’s counsel objected to the subpoena on June 2, 2024, claiming improper service and other deficiencies.
7. We believe that Mr. Grant’s deposition and cross examination is essential to clarify statements related to the property theft he has falsely made. His

refusal to appear for deposition is prejudicial to our ability to defend ourselves effectively.

**8. Meet and Confer Efforts:** Defendants have made attempts with Mr. Craig Granit Turicchis counsel to resolve the issue informally. Despite these efforts, including multiple phone calls, emails, and written correspondence, Mr. Craig Granit Turicchis attorneys have consistently refused these requests.

We declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

**DATED:** June 28, 2024

/s/ Randy Quaid

Randy Quaid, Pro Per

/s/ Evgenia "Evi" Quaid

Evgenia "Evi" Quaid, Pro Per

**PROOF OF SERVICE**

I declare that I am over the age of eighteen (18) and not a party to this action. My business address is 10900 Wilshire Blvd., Suite 400, Los Angeles, California, 90024. On July 12, 2024, I served the following document(s):

**SUPPLEMENTAL REQUEST FOR JUDICIAL NOTICE IN  
SUPPORT OF MOTIONS OF DEFENDANT BRUCE BERMAN**

- (1) **TO DISMISS PLAINTIFFS' FIRST AMENDED COMPLAINT FOR FAILURE TO STATE A CLAIM FOR RELIEF [F.R.C.P. 12(b)(6)]; and**
- (2) **TO DECLARE PLAINTIFFS VEXATIOUS LITIGANTS, TO IMPOSE A PREFILING ORDER ON PLAINTIFFS [LOCAL RULE 83-8.2], AND FOR AN AWARD OF COSTS INCLUDING ATTORNEYS' FEES UNDER F.R.C.P. 41(d)**

on the interested parties in this action as indicated below or on the attached service list, together with this declaration, as follows:

John M. Pierce JOHN PIERCE LAW 21550 Oxnard St., 3 <sup>rd</sup> Floor PMB #172 Woodland Hills, CA 91367 Telephone: (310) 441-0500 Email: jpierce@johnpiercelaw.com	Attorney for Plaintiffs Randy Quaid and Evgenia Quaid
---	---

**(X) (By E-Mail)** I caused the above-referenced document(s) to be transmitted by e-mail transmission from [phoughton@hgla.com](mailto:phoughton@hgla.com) to the interested parties at the appropriate e-mail addresses as listed above or on the attached Service List pursuant to CRC Rule 2.251(c)(3) and CCP 1010.6 or the agreement of counsel. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

**(X) (Federal)** I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on July 12, 2024, at Los Angeles, California.

/s/ Patrick Houghton  
Patrick Houghton